ATTORNEY DOCKET NO.: MEDIV2010-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):

Kornowski et al.

Art Unit:

1633

Application No.:

09/868,411

Examiner:

Not Yet Assigned

Filed:

June 14, 2001

Title:

INTRAMYOCARDIAL INJECTION OF AUTOLOGOUS BONE

MARROW

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

TRANSMITTAL SHEET

Transmitted herewith for the above-identified application please find:

- 1. Supplemental Information Disclosure Statement (2 pages);
- 2. Supplemental Form PTO-1449 (1 pages);
- Five (5) References; 3.
- 4. A copy of the International Search Report (7 pages), in a corresponding Foreign application;
- 5. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, November 6 2003, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

(Name of Person Mailing Pape

November 6, 2003

(Signature)

(Date)

PATENT

M. Learn

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Page 2

No fee is deemed necessary in connection with the filing of this Supplemental Information Disclosure Statement as each item of information contained in this statement was cited in a communication from a foreign patent office in a counterpart foreign application, the communication being dated October 14, 2003, which is not more than three months prior to the filing of this statement. However, if any fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 50-1355.

Respectfully submitted,

Date:

June M/Learn

Registration No.: 31,238 Telephone: (858) 677-1456 Facsimile: (858) 677-1465

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GRAY CARY WARE & FREIDENRICH LLP 4365 Executive Drive, Suite 1100 San Diego, CA 92121-2133

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Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. § 1.97, enclosed are references relating to the above-identified application. For the convenience of the Examiner, these references are listed on the attached Supplemental Form PTO-1449 and copies are enclosed herewith.

It is respectfully requested that these references be considered in the examination of this application and that its consideration be made of written record in the application file.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, November 6, 2003, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Debbrah Reeves

(Name of Person Mailing Paper

November 6, 2003

(Signature)

PATENT

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SUPPLEMENTAL FORM PTO-1449 U.S. Department of Commerce Patent and Trademark Office	Docket No. Serial No.: 09/868,411			
	Applicant(s): Kornowski, et al.			
INFORMATION DISCLOSURE STATEMENT BY APPLICABILE	Filing Date: June 14, 2001	Group Art Unit: 1633		
70				

U.S. PATENT DOCUMENTS

EXAM. INITIALS	RADELARM	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE
	AA	6,013,780	01/11/2000	Neufeld et al.			

FOREIGN PATENT DOCUMENTS

EXAM. INITIALS		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION (YES/NO)
	AB	WO00/57922	10/05/2000	WIPO			

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages)

AC	S. Fuchs, et al., "Transendocardial Delivery of Autologous Bone Marrow Enhances Collateral Perfusion and Regional Function in Pigs with Chronic Experimental Myocardial Ischemia," <i>Journal of American College of Cardiology</i> , 2001, Vol. 37, No. 6, pgs. 1726-1732
AD	C. Kalka, et al., "Angiogenesis and Vasculogenesis," <i>Herz</i> , 2000, Vol. 25, No. 6, pgs. 611-622
AE	B.E. Strauer, M.D., et al., "Stem Cell Therapy in Perspective," Circulation, 2003, Vol. 107, pgs. 929-934

EXAMINER	DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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